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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Docket No.: 041-481-RB

Jorge Humberto Figueredo

Group Art Unit: 2857

Serial No.: 09/531,860

Examiner: Jeffrey West

Filed: March 21, 2000

Date: November 17, 2003

FOR: METHOD FOR TESTING MULTI-CHIP PACKAGES

PETITION UNDER MPEP 601.01(d)
TO ACCEPT TWO PAGES OF LATER-SUBMITTED DRAWINGS
WHICH WERE FULLY DESCRIBED IN THE ORIGINALLY FILED
APPLICATION

Mail Stop PETITION (Technology Center)
Commissioner for Patents
Office of Petitions
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

1. This Petition is in regard to the application of Jorge Humberto Figueredo for USSN 09/531,860, filed March 21, 2000, on "METHOD FOR TESTING MULTI-CHIP PACKAGES".
2. This patent application filed on March 21, 2000, was filed with seven (7) sheets of drawings, and there was inadvertently omitted two (2) sheets labeled "FIG. 6A" and "FIG. 6B". These two extra sheets, "FIGS. 6A and 6B" were forwarded to the Examiner on June 23, 2003, together with the nine (9) sheets of formal drawings.

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3. The originally-filed patent application filed on March 21, 2000, actually listed all nine sheets of the drawings including FIG. 6A and FIG. 6B, as was indicated on page 6 of the originally-filed specification. Then additionally, pages 15, 16 and 17 of the original specification actually described in detail all the facets and features of the originally-omitted FIGS. 6A and 6B, which were later supplied in response to an Examiner's Office Action of February 28, 2003, and Applicant's response was sent on June 23, 2003.

As is noted in MPEP 601.01(d) --- if it is discovered that an application . . . located in a Technology Center (TC) was found without all the pages of the specification, and a "Notice of Omitted Items" has not been mailed by OIPE, the Examiner should review the application to determine whether the application is entitled to a filing date. An application is entitled to a filing date if the application contains something that can be construed as a written description, at least one drawing figure (if necessary, under 35 USC 113, first sentence) and at least one claim.

Thus, it should be logically clear that Applicant's filing of the patent application on March 21, 2000 is entitled to that particular filing date.

4. The Examiner has notified Applicant of this partial drawing omission in the Examiner's Office Action dated February 28, 2003, and as a result, Applicant is proceeding to do the following stated action:

(b) File the omitted pages with an oath or declaration in compliance with 37 CFR 1.63 and 37 CFR 1.64 referring to the omitted pages and a Petition under 37 CFR 1.182 with the Petition Fee set forth in 37 CFR 1.17(h)

5. As indicated above, Applicant has submitted the two missing drawings of FIGS. 6A and 6B in a timely fashion in response to Examiner's Office Action of February 28, 2003. Applicant's Amendment dated June 23, 2003 included all the nine sheets of drawings which were originally listed in the original filing of the application specification, (at page 6), which application was filed on March 21, 2000, and in which the original specification (filed on March 21, 2000), also gave a description on pages 15, 16, and 17 of the originally omitted sheets of FIGS. 6A and 6B.

6. Applicant now petitions that the Examiner accept the late-filed FIGS. 6A and 6B as part of the original specification filed March 21, 2000, and accept the filing date of March 21, 2000, since these figures were listed under "BRIEF DESCRIPTION OF THE DRAWINGS" (page 6) and were also described in detail in the original specification on pages 15, 16 and 17, which described FIGS. 6A and 6B.

7. Attached hereto is a Declaration signed by the Applicant-Inventor under 37 CFR 1.63, 1.64.

8. A separate letter of "Deposit Account Authorization" is provided to charge any fees involved here to be deducted from the Unisys Corporate Deposit Account #19-3790.

9. A copy of this Petition is being sent to the TC (Technology Center) and also a copy is being forwarded to the Examiner, together with a response to the Examiner's latest Office Action of October 6, 2003, where the Examiner has prompted Applicant to take this action.

10. A favorable response to this Petition is earnestly solicited.

Respectfully submitted,

Reg. No.: 24,265

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Alfred W. Kozak
(Signature of Attorney)

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Certificate of Mailing (37 CFR 1.8a)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: November 17, 2003

Patti S. Preddy

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